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05 UNITED STATES DISTRICT COURT  
06 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

07 UNITED STATES OF AMERICA, ) CASE NO. MJ 09-532  
08 Plaintiff, )  
09 v. )  
10 EUDORO CARDENAS-MENDOZA, ) DETENTION ORDER  
11 Defendant. )  
12 \_\_\_\_\_ )

13 Offense charged: Conspiracy and Aiding and Abetting the Conspiracy to Distribute  
14 Methamphetamine; Distribution of Methamphetamine; Alien in the  
15 United States After Deportation

16 Date of Detention Hearing: October 20, 2009

17 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
18 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
19 that no condition or combination of conditions which defendant can meet will reasonably assure  
20 the appearance of defendant as required and the safety of other persons and the community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 1. Defendant has been charged in the Eastern District of California with a drug

01 offense the maximum penalty of which is in excess of ten years. There is therefore a rebuttable  
02 presumption against defendant as to both dangerousness and flight risk, under 18 U.S.C.  
03 §3142(e).

04 2.. Defendant is also charged in the Eastern District of California with being an alien  
05 in the United States after deportation. There is an immigration detainer that has been filed. He  
06 does not contest detention.

07 3. Taken as a whole, the record does not effectively rebut the presumption that no  
08 condition or combination of conditions will reasonably assure the appearance of the defendant  
09 as required and the safety of the community.

10 It is therefore ORDERED:

11 (1) Defendant shall be detained pending trial and committed to the custody of the  
12 Attorney General for confinement in a correction facility separate, to the extent  
13 practicable, from persons awaiting or serving sentences or being held in custody  
14 pending appeal;

15 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
16 counsel;

17 (3) On order of a court of the United States or on request of an attorney for the  
18 Government, the person in charge of the corrections facility in which defendant  
19 is confined shall deliver the defendant to a United States Marshal for the purpose  
20 of an appearance in connection with a court proceeding; and

21 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
22 counsel for the defendant, to the United States Marshal, and to the United States

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Pretrial Services Officer.

DATED this 20th day of October, 2009.



Mary Alice Theiler  
United States Magistrate Judge